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CASE G-33574P1



FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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September 3, 2004
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

PATEL ET AL.

APPLICATION NO: 10/743,366

FILED: DECEMBER 22, 2003

FOR: MODAFINIL COMPOSITIONS

MS: Amendment

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants believe this paper is being filed before the mailing date of a first Office Action on the merits, and so under 37 C.F.R. §1.97(b)(3) no fees are required. If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0134.


In accordance with 37 C.F.R. §1.56, applicants wish to call the Examiner's attention to the references cited on the attached form(s) PTO-1449.

Copies of these references are enclosed herewith.

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 form(s).

Respectfully submitted,

Corporate Intellectual Property
One Health Plaza, Building 430
East Hanover, NJ 07936-1080



John D. Thallemer
Attorney for Applicants
Reg. No. 34,940
(862) 778-7945

Date: September 3, 2004

ATTY. DOCKET NO.

G-33574P1

APPLICATION NO.

10/743,366

APPLICANT

PATEL ET AL.

FILING DATE

DECEMBER 22, 2003

Group

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	AA	4,177,290	12/04/79	Lafon	424	324	03/09/79
	AB	4,418,068	11/29/83	Jones	424	267	12/16/81
	AC	4,927,855	05/22/90	Lafon	514	618	01/28/87
	AD	5,393,763	02/28/95	Black et al.	514	333	01/12/94
	AE	5,457,117	10/10/95	Black et al.	514	337	10/26/94
	AF	5,478,847	12/26/95	Draper	514	333	03/02/94
	AG	5,618,845	04/08/97	Grebow et al.	514	618	10/06/94
	AH	5,811,120	09/22/98	Gibson et al.	424	464	03/26/97
	AI	5,972,383	10/26/99	Gibson et al.	424	464	06/01/98
	AJ	6,323,236 B2	11/27/01	McElroy	514	439	02/18/00
	AK	6,346,548 B1	02/12/02	Miller et al.	514	618	08/15/00
	AL	6,383,471 B1	5/07/02	Chen et al.	424	45	04/06/99

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AM	EP 1 027 886	08/16/00	Europe			<input type="checkbox"/>	<input type="checkbox"/>
	AN	WO 2004/004692	01/15/04	WIPO			<input type="checkbox"/>	<input type="checkbox"/>
	AO						<input type="checkbox"/>	<input type="checkbox"/>
	AP						<input type="checkbox"/>	<input type="checkbox"/>
	AQ						<input type="checkbox"/>	<input type="checkbox"/>

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

	AR	Wong et al., "Single-Dose Pharmacokinetics of Modafinil and Methylphenidate Given Alone or in Combination in Healthy Male Volunteers", <i>J Clin Pharmacol</i> , Vol. 38, No. 3, pp. 276-282 (1998).
	AS	
	AT	

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.

INFORMATION DISCLOSURE CITATION

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	BA	6,455,588 B1	09/24/02	Scammell et al.	514	618	08/17/00
	BB	6,458,811 B1	10/01/02	Arbuthnot et al.	514	324	03/10/97
	BC	6,488,164 B2	12/03/02	Miller et al.	214	618	12/20/01
	BD	6,492,396 B2	12/10/02	Bacon et al.	514	332	05/15/01
	BE	6,589,556 B2	07/08/03	Cherukuri	424	484	05/17/01
	BF	RE37,516 E	01/15/02	Grebrow et al.	514	618	04/01/99
	BG	2002/0082301	06/27/02	Miller et al.	514	618	12/20/01
	BH	2003/0022940	01/30/03	Corvari et al.	514	618	05/23/02
	BI	2003/0069313	04/10/03	Miller et al.	514	618	10/30/02
	BJ						
	BK						
	BL						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	BM						<input type="checkbox"/>	<input type="checkbox"/>
	BN						<input type="checkbox"/>	<input type="checkbox"/>
	BO						<input type="checkbox"/>	<input type="checkbox"/>
	BP						<input type="checkbox"/>	<input type="checkbox"/>
	BQ						<input type="checkbox"/>	<input type="checkbox"/>

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

	BR	
	BS	
	BT	

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